

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION**

LEDGE LOUNGER, INC.,

Plaintiff/Counterclaim Defendant,

Case No. 24-cv-11267

v.

Hon. Thomas L. Ludington

GLOBAL LIFT CORP. d/b/a  
GLOBAL POOL PRODUCTS,

Magistrate Judge Patricia T. Morris

Defendant/Counterclaim Plaintiff.

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**Global Lift Corp.'s Notice of Supplemental Authority**

Defendant/Counterclaim Plaintiff Global Lift Corp., in further support of its request for sanctions under 28 U.S.C. § 1927 set forth in its response to Ledge Lounger's motion to dismiss, submits the following supplemental authority:<sup>1</sup>

In *Meathe v. Ret*, 547 F. App'x 683, 691 (6th Cir. 2013), the Sixth Circuit held that a party's "argument that the subject of sanctions was never placed squarely before the [district] court are flawed. A separate motion is not necessarily required to request § 1927 sanctions." It held, instead, that the non-movant placed the issue before the court by squarely raising sanctions in its response brief. *Id.*; *accord, e.g.*, *Harvey v. CNN, Inc.*, 48 F.4th 257, 279 (4th Cir. 2022) (adopting *Meathe*).

Respectfully submitted,

/s/Thomas J. Davis  
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Dated: October 1, 2024

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<sup>1</sup> This Court has accepted such notices of supplemental authority in prior cases. *See Counts v. Gen. Motors, LLC*, 237 F. Supp. 3d 572, 584 (E.D. Mich. 2017) (Ludington, J.); *cf. Fed. R. App. P.* 28(j) (permitting parties to file citations of supplemental authorities after a brief has been filed).

### **Certificate of Service**

I hereby certify that on October 1, 2024, I electronically filed this document with the Clerk of the Court using the ECF system, which will send notification of such filing to all ECF participants.

/s/Thomas J. Davis

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